THE SARDAR VALLABHBHAI VIDYAPEETH ACT, 1955.

CONTENTS

PREAMBLE.

CHAPTER I.

SECTIONS. PRELIMINARY

1. Short title and commencement.
2. Definitions.

CHAPTER II.

THE UNIVERSITY.

3. Incorporation of the University.
4. Powers of the University.
5. Jurisdiction and admission to privileges.
6. University open to all irrespective of religion, race, caste, sex, place of birth or opinion.
7. Inspection on and inquiry.

CHAPTER III.

OFFICERS OF THE UNIVERSITY.

8. Officers of the University.
9. The Chancellor.
10. The Vice-Chancellor.
11. Powers of Vice-Chancellor.
12. Registrar.
13. Other officers.

CHAPTER IV.

AUTHORITIES OF THE UNIVERSITY.

14. Authorities of University.
15. Constitution of Senate.
16. Registered graduates.
17. Vacating of office.
18. Term of office of Ordinary Fellows.
19. Appointment of Fellow may be cancelled.
20. powers and duties of Senate.
21. Meetings of the Senate.
22. The Syndicate.
23. powers and duties of Syndicate.

SECTIONS.

24. The Faculties.
25. Deans of Faculties.
26. Boards of Studies.
27. Board of Post-Graduate Studies and Research.
28. Other University bodies.
29. Committee of Selection for appointment of teachers of University.
30. Recognition of teachers of University in post-graduate subjects.
31. Appointment of examiners.
32. Committees.

CHAPTER V.

ENROLMENT AND DEGREES.

33. Enrolment of Students.
34. Certificate required of candidate for examination.
35. Degrees diplomas and other academic distinctions.
36. Honorary degrees.
37. Removal from membership of University and withdrawal of degree or diploma.

CHAPTER VI.

FINANCE.

38. University Fund.
39. Annual accounts and financial estimates.
40. Annual report.

CHAPTER VII.

STATUTES AND ORDINANCES

41. Statutes.
42. Statutes their framing amendment, repeal and operation.
43. Ordinances, their making and scope.
44. Affiliation.
45. Extension of affiliation.
46. Recognition of institutions of research and specialized studies.
47. Inspection of Colleges and institutions and reports.
48. Withdrawal of affiliation.
49. Withdrawal or suspension of institution.

SECTIONS.

CHAPTER IX.

ORGANIZATION WITHIN THE UNIVERSITY AREA AND CONTROL OVER INSTITUTIONS OUTSIDE THE UNIVERSITY AREA.

50. Constituent Colleges and institutions.
51. Teaching within the University Area.
52. Hindi as medium of instruction and examination.

CHAPTER X.

GENERAL.

53. Election to be by the system of proportional representation.
54. Resignation by member.
55. Causual Vacancies.
56. Conditions of service.
57. Pension insurance and provident Fund.
58. Proceedings not invalidated by vacancy.
59. Disputes as to Constitution of University authority or body.
60. Protection of acts and orders.

CHAPTER XI

TRANSITORY PROVISIONS.

61. Completion of courses of students in Colleges affiliated to the Gujarat University.
62. Appointment of the first Vice-Chancellor.
63. Appointment of first Registrar.
64. Transitory powers of the first Vice-Chancellor.
65. First appointment of the officers and teachers of the University.
66. Extraordinary powers of the first Vice-Chancellor.
67. Removal by State Government of difficulties at the commencement of the Act.

SCHEDULE I.

SCHEDULE II.

BOMBAY ACT No. XL OF 1955.[1]

[THE SARDAR VALLABHBHAI VIDYAPEETH ACT, 1955.]

[*31st October 1955*]

An Act to establish and incorporate a teaching and affiliating University at Vallabh Vidyanagar.

WHEREAS it is necessary to accelerate the process of regeneration of villages by the application of modern arts, sciences and technology to rural requirements ;

AND WHEREAS it is also necessary and expedient to establish and incorporate a teaching and affiliating University with Hindi in Devnagari script as the medium of instruction and examination in a rural setting at Vallabh Vidyanagar : It is hereby enacted in the Sixth Year of the Republic of India as follows :—

CHAPTER I.

PRELIMINARY.

Short title and commencement.

1. (*1*) This Act may be called the Sardar Vallabhbhai Vidyapeeth Act, 1955.

(*2*) This section shall come into force at once.

(*3*) The State Government may, by notification in the *Official Gazette*, direct that all or any of the remaining provisions of this Act shall come into force on such date or dates as may be specified in the notification.

Definitions.

2. In this Act, unless there is anything repugnant in the subject or context,—

(*1*) " affiliated college " means a college affiliated under section 44 and includes also a college deemed to be affiliated under section 5 ;

(*2*) " college " means a degree college or an intermediate college ;

(*3*) " constituent college " means a university college or an affiliated college made constituent under section 50 ;

(*4*) " degree college " means a college, which is authorized to submit its students to an examination qualifying for any degree of the University ;

(*5*) " department " means a department designated as such by the Ordinances with reference to a subject or a group of subjects ;

(*6*) " Director of Education " means the Director of Education, Bombay State ;

(*7*) " Fellow " means an *ex-officio* Fellow or an Ordinary Fellow appointed under the provisions of this Act ;

(*8*) " Head Master " means the head of a High School ;

(*9*) " Head of Department " means a teacher principally responsible for instruction, training or research in a department ;

Bom. XLIX of 1948.

(*10*) " High School " means a high school which has been recognized as a full-fledged high school by the Director of Education, or by an officer authorized by him in that behalf in accordance with the provisions of the Bombay Secondary School Certificate Examination Act, 1948 ;

(*11*) " hostel " means a unit of residence for students maintained or recognized by the University under this Act ;

(*12*) " intermediate college " means a college other than a degree college ;

(*13*) " prescribed " means prescribed by Statutes or Ordinances ;

(*14*) " Principal " means the head of a college ;

(*15*) " recognized institution " means an institution recognized under section 46 and includes also an institution deemed to have been recognized under section 5 ;

[1] For Statement of Objects and Reasons, *see Bombay Government Gazette*, 1955, Part V, page 232.

(*16*) "registered graduate" means a graduate registered under section 16;

(*17*) "Schedule" means a schedule appended to this Act;

(*18*) "secondary teachers" means such class of teachers imparting instruction in High Schools as may be declared to be secondary teachers by Statutes;

(*19*) "Statutes" and "Ordinances" mean respectively, the Statutes and Ordinances of the University made under this Act and for the time being in force;

(*20*) "teacher" means a professor, reader or lecturer, imparting instruction or guiding research in the University, an affiliated college or recognized institution or such other person as may be declared to be a teacher by the Statutes;

(*21*) "Teacher of the University" means a teacher appointed or recognized by the University for imparting instruction on its behalf;

(*22*) "University" means the Sardar Vallabhbhai Vidyapeeth;

(*23*) "University Area" means the area specified in Schedule I;

(*24*) "University College" means a college which the University may establish or maintain under this Act or a college transferred to the University and maintained by it;

(*25*) "University Department" means any collegiate or post-graduate or research institution or department maintained by the University.

CHAPTER II.

THE UNIVERSITY.

Incorporation of the University.

3. (*1*) The Chancellor, the Vice-Chancellor, the Fellows and the members of the Syndicate of the University and all persons who may hereafter be appointed or elected as such officers, Fellows or members under this Act, so long as they continue to be such officers, Fellows or members, are hereby constituted and declared to be one body corporate by the name of the Sardar Vallabhbhai Vidyapeeth, and such body corporate shall, by such name, have perpetual succession and a common seal, and by such name shall sue and be sued.

(*2*) The University shall be competent to acquire and hold property, both movable and immovable, to lease, sell or otherwise transfer any movable or immovable property which may have become vested in, or may have been acquired by, it for the purpose of the University and to contract and do all other things necessary for the purposes of this Act.

Powers of the University.

4. Subject to such conditions as may be prescribed by or under the provisions of this Act, the University shall have the following powers, namely:—

(*1*) to provide for instruction, teaching and training in such branches of learning and courses of study as it may think fit and to make provision for research and for the advancement and dissemination of knowledge;

(*2*) to make such provision as would enable affiliated colleges and recognized institutions to undertake specialization of studies;

(*3*) to organise, control and co-ordinate the programme of teaching and research and other activities of the University, whether carried on in constituent colleges or in University Departments or in affiliated Colleges or recognised institutions;

(*4*) to organize university laboratories, libraries, museums and other equipment for teaching and research;

(*5*) to establish, maintain and manage colleges, departments or practising schools and institutions attached to colleges, departments or schools for the purpose of practical work, experiment, research or preparatory instruction and institutes of research or specialized studies:

(*6*) to institute professorships, readerships, lecturerships and any other posts of teachers required by the University;

(*7*) to appoint or recognize persons as professors, readers or lecturers or otherwise as teachers of the University;

(*8*) to lay down the courses of instruction for various examinations;

(*9*) to guide the teaching in colleges or recognized institutions;

(*10*) to institute degrees, diplomas and other academic distinctions;

(*11*) to hold examinations including University Entrance examination and confer degrees, diplomas and other academic distinctions on persons who—

(*a*) have pursued approved courses of study in the University or in an affiliated college or in a recognized institution unless exempted therefrom in the manner prescribed by the Statutes or Ordinances and have passed the examinations prescribed by the University, or

(*b*) have carried on research under conditions prescribed by the Ordinances;

(*12*) to confer honorary degrees or other academic distinctions in the manner laid down by the Statutes;

(*13*) to grant such diplomas and certificates to, and to provide such lectures, instruction and training, for persons not being enrolled students of the University as the University may determine by the Statutes and Ordinances;

(*14*) to admit educational institutions to the privileges of the University and to withdraw such privileges;

(*15*) to inspect colleges and recognized institutions and to take measures to ensure that proper standards of instruction, teaching or training are maintained in them;

(*16*) to control and co-ordinate the activities of, and give financial aid to, affiliated colleges and recognized institutions;

(*17*) to hold and manage trusts and endowments and to institute and award fellowships, travelling fellowships, scholarships, studentships, exhibitions, medals and prizes;

(*18*) to make special provision for the spread of University education among classes and communities, which are educationally backward;

(*19*) to make special provision for disseminating knowledge and promoting arts and culture;

(*20*) to fix, to demand and to receive such fees and other charges as may be prescribed by the Ordinances;

(*21*) to establish, maintain and manage hostels;

(*22*) to recognize hostels not maintained by the University, to inspect such hostels and to withdraw recognition therefrom;

(*23*) to supervise and control the conduct and discipline of the students of the University and to provide for and to supervise and control their residence and to make arrangements for promoting their health and general welfare;

(*24*) to conduct, co-ordinate, regulate and control post-graduate research work and teaching in the affiliated colleges and the institutions recognized by the University ;

(*25*) to co-ordinate, regulate and control the conduct of post-intermediate teaching and instruction in affiliated colleges and to undertake the same in University Colleges ;

(*26*) to institute and manage—

(*a*) Printing and Publication Department,

(*b*) University Extension Boards,

(*c*) Information Bureaux, and

(*d*) Employment Bureaux ;

(*27*) to make provision—

(*a*) for extra-mural teaching and research,

(*b*) for physical and military training,

(*c*) for Students' Unions, and

(*d*) for sports and athletic clubs ;

(*28*) to provide for training for competitive examinations for services under the Union or the State Governments ;

(*29*) to promote the development of the study of Hindi in Devnagari script and of Gujarati and the use of such Hindi as a medium of instruction and examination ;

(*30*) to co-operate with other Universities and authorities in such manner and for such purposes as the University may determine ;

(*31*) to do all such acts and things whether incidental to the powers aforesaid or not as may be requisite in order to further the objects of the University and generally to cultivate and promote arts, science and other branches of learning and culture.

Jurisdiction and admission to privileges.

5. (*1*) No educational institution situate within the University area shall, save with the consent of the University and the sanction of the State Government, be associated in any way with, or seek admission to any privileges of, any other University established by law.

(*2*) Any such privileges enjoyed from such other University, before the date on which this section comes into force, by any educational institution situate within the University area shall be deemed to be withdrawn with effect from such date.

(*3*) With effect from such date all educational institutions admitted to the privileges of the Gujarat University and situate within the University area shall be deemed to be admitted to the privileges of the University, and the University shall, as far as may be possible and consistent with this Act, admit such institutions to all such privileges as they had from the Gujarat University immediately before such date.

(*4*) If any educational institution using Hindi in Devnagari script as the medium of instruction conducted by it–

(*a*) is situate within the University area of any other University established by law in the State of Bombay, or

(*b*) is eligible for being admitted to the privileges of the Shreemati Nathibai Damodar Thackersey Women's University established under the Shreemati Nathibai Damodar Thackersey Women's University Act, 1949 (hereinafter referred to as the Women's University)

Bom. LI of 1949.

and such University refuses to admit such institution to its privileges on the ground of the medium of instruction in such institution, then such institution may apply to the University for being admitted to the privileges of the University and the University may, with the sanction of the State Government and subject to such conditions as the University and the State Government may think fit to impose, admit such institution to its privileges.

University open to all irrespective of religion, race, caste, sex, place of birth or opinion.

6. (*1*) No person shall be excluded from any office of the University or from membership of any of its authorities or from admission to any degree, diploma, or other academic distinction or course of study on the grounds only of religion, race, caste, sex, place of birth, or political or other opinion :

Provided that the University may, subject to the previous sanction of the State Government, maintain, affiliate or recognize any college or institution exclusively for women either for education, instruction or residence, or reserve for women or members of classes and communities which are educationally backward, places for the purposes of admission as students in any college or institution maintained or controlled by the University.

(*2*) It shall not be lawful for the University to impose on any person any test whatsoever relating to religion, race, caste, sex, place of birth, or political or other opinion in order to entitle him to be admitted as a teacher or to hold any office in the University or to qualify for any degree, diploma or other academic distinction or to enjoy or exercise any privileges of the University or benefaction thereof.

Inspection and inquiry.

7. (*1*) The Chancellor shall have the right to cause an inspection to be made by such person or persons as he may direct, of the University, its buildings, laboratories, libraries, museums, workshops and equipment, of any institution, college or hostel maintained or recognized by, or affiliated to, the University, of the teaching and other work conducted by the University, and of the conduct of examinations held by the University and to cause an inquiry to be made in respect of any matter connected with the University. The Chancellor shall in every case give notice to the University of his intention to cause an inspection or inquiry to be made and the University shall be entitled to be represented thereat.

(*2*) The Chancellor shall communicate to the Syndicate and to the Senate his views with reference to the results of such inspection or inquiry and shall, after ascertaining the opinion of the Syndicate and the Senate thereon, advise the University on the action to be taken.

(*3*) The Syndicate shall report to the Chancellor such action, if any, as it has taken or may propose to take upon the results of the inspection or inquiry. Such report shall be submitted with the opinion of the Senate thereon and within such time as the Chancellor may direct.

(*4*) Where the Syndicate does not within a reasonable time take action to the satisfaction of the Chancellor, the Chancellor may, after considering any explanation furnished or representation made by the Syndicate, issue such directions as he may think fit and the Syndicate shall comply with such directions.

CHAPTER III.

OFFICERS OF THE UNIVERSITY.

Officers of the University.

8. The following shall be the officers of the University, namely :—

(*i*) the Chancellor,

(*ii*) the Vice-Chancellor,

(*iii*) the Deans of Faculties,

(*iv*) the Registrar, and

(*v*) such other officers in the service of the University as may be declared by the Statutes to be officers of the University.

The Chancellor.

9. (*1*) The Governor of Bombay for the time being shall be the Chancellor of the University. He shall, by virtue of his office, be the head of the University and the President of the Senate and shall, when present, preside at the meetings of the Senate and at any convocation of the University ;

(*2*) The Chancellor shall exercise such powers as may be conferred on him by or under the provisions of this Act.

The Vice-Chancellor.

10. (*1*) The Vice-Chancellor shall be appointed by the State Government.

(*2*) The Vice-Chancellor shall hold office for a term of three years.

(*3*) Where any temporary vacancy in the office of the Vice-Chancellor occurs by reason of leave, illness or other cause, the Syndicate shall, as soon as possible and subject to the approval of the Chancellor, make such arrangements for carrying on the duties of the office of the Vice-Chancellor, as it may think fit. Until such arrangements are made, the Senior Dean shall carry on the current duties of the office of the Vice-Chancellor.

(*4*) The Vice-Chancellor shall be an honorary Officer, but the Senate may, by Statutes, make the office of the Vice-Chancellor a whole-time salaried office ; the Senate may also determine the emoluments to be paid for such office, whether honorary or salaried, and prescribe the conditions subject to which such office shall be held :

Provided that any appointment to the office of the Vice-Chancellor made under sub-section (*3*) during a temporary vacancy in such office shall be honorary.

Explanation.—If any question arises as to who is the Senior Dean, it shall be decided by the Vice-Chancellor, whose decision shall be final.

Powers of Vice-Chancellor.

11. (*1*) The Vice-Chancellor shall be the principal executive and academic officer of the University and shall, in the absence of the Chancellor, preside at a meeting of the Senate and any convocation of the University. He shall be an *ex-officio* member and the Chairman of the Syndicate and of such other authorities of the University of which he is a member. He shall be entitled to be present, with the right to address, at any meeting of any other authority or body of the University.

(*2*) The Vice-Chancellor shall have power to convene meetings of the Senate and the Syndicate. He may delegate this power to any other officer of the University.

(*3*) It shall be the duty of the Vice-Chancellor to ensure that this Act, the Statutes and Ordinances are faithfully observed and he shall have all powers necessary for the purpose.

(*4*) (*a*) In an emergency, which, in the opinion of the Vice-Chancellor, requires that immediate action should be taken, he shall take such action as he deems necessary, and shall at the earliest opportunity thereafter report the action to such officer, authority or body, as would have in the ordinary course, dealt with the matter.

(*b*) When action taken by the Vice-Chancellor, under this sub-section affects any person in the service of the University, such person shall be entitled to prefer an appeal to the Syndicate through the officer, authority or body mentioned in clause (*a*) within fifteen days from the date on which such action is communicated to him.

(*5*) The Vice-Chancellor shall give effect to the decisions or orders of the Syndicate regarding the appointment, dismissal, suspension and punishment of the persons in the service of the University or teachers of the University or regarding the recognition or withdrawal of the recognition of any such teacher and shall exercise general control over the affairs of the University. He shall be responsible for the proper administration of the affairs of the University in accordance with this Act, the Statutes and Ordinances.

(*6*) The Vice-Chancellor shall exercise such other powers as may be prescribed by the Statutes and Ordinances.

Registrar.

12. The Registrar shall be a whole-time salaried officer and shall act as the Secretary of the Senate and of the Syndicate. He shall be appointed by the Syndicate in accordance with the Statutes to be made in this behalf, and his emoluments and conditions of service shall be such as may be prescribed by the Statutes. He shall exercise such powers and perform such duties as may be prescribed by the Statutes and Ordinances.

Other officers.

13. The appointment of other officers of the University referred to in clause (*v*) of section 8 shall be made in such manner and the conditions of their service and their powers and duties shall be such as may be prescribed by the Statutes and Ordinances.

CHAPTER IV.

AUTHORITIES OF THE UNIVERSITY.

Authorities of University.

14. The following shall be the authorities of the University :—

(1) the Senate,
(2) the Syndicate,
(3) the Faculties,
(4) the Boards of Studies,
(5) the Board of Post-graduate Studies and Research,
(6) such other bodies of the University as the Senate may declare by Statutes to be the authorities of the University.

(A) *The Senate.*

Constitution of Senate.

15. The Senate shall consist of the following :—

I. *Ex-officio Fellows.*

(A) (*i*) The Chancellor,
(*ii*) The Vice-Chancellor,
(*iii*) The ex-Vice-Chancellors of the University,
(*iv*) The Heads of University Departments,
(*v*) The Registrar.

(B) (*i*) The Chief Justice of Bombay,
(*ii*) The Minister of Education, Bombay,
(*iii*) The Deputy Minister of Education, Bombay,
(*iv*) The Vice-Chancellors of other Universities established by law in the State of Bombay,
(*v*) The Secretary to the Government of Bombay, Education Department,
(*vi*) The Director of Education or his nominee who shall not be lower in rank than that of a Deputy Director of Education,
(*vii*) The Surgeon-General with the Government of Bombay,
(*viii*) The Director of Animal Husbandry and Veterinary Science,
(*ix*) The Director of Agriculture or Joint or Deputy Director of Agriculture designated by the State Government,
(*x*) The Director of Industries,
(*xi*) The Director of Technical Education,
(*xii*) The Chief Engineer or a Superintending Engineer, Public Works Department, nominated by the State Government,
(*xiii*) The Chairman of the Secondary School Certificate Examination Board.

(C) (*i*) Deans of Faculties,
(*ii*) Principals of Colleges,
(*iii*) The Head Master of the G. J. Sharda Mandir at Vallabh Vidyanagar.

(D) (*i*) (*a*) the President,
(*b*) the Chairman, and
(*c*) the Secretary,
of the Charutar Vidya Mandal;
(*ii*) two senior members of the Council of the Charutar Vidya Mandal for the time being.

II. *Ordinary Fellows.*

(A) Elected as specified below :—

(*i*) One teacher from each of the Faculties elected by the teachers of subjects comprised under that Faculty.

(*ii*) One teacher from each of the affiliated colleges, constituent colleges and recognized institutions to be elected by the teachers in each college or institution, as the case may be.

(*iii*) Five representatives of the registered graduates of the Uni it, to be elected faculty-wise as determined by Statutes; such represent ves being persons who are not teachers or secondary teachers :

Provided that no faculty shall be represented by more than one representative.

(*iv*) One representative to be elected by Head Masters, other than the Head Master of the G. J. Sharda Mandir at Vallabh Vidyanagar, in the University area from amongst themselves.

(*v*) One representative to be elected by secondary teachers in the University area from amongst themselves, such representative not being a Head Master.

(*vi*) One representative to be elected by the members of the Bombay Legislative Assembly from amongst its members :

Provided that every person elected under clauses (*i*) to (*vi*) shall continue to hold the office of a Fellow only so long as he is a member of the electing body.

(B) (*i*) Three representatives of the Birla Education Trust to be nominated by the Birla Education Trust.

(*ii*) Two representatives of the Institute of Agriculture,—who shall be one nominated by the trustees of Sheth Mansukhlal Chhaganlal Trust and one nominated by the trustees of Seth Mungalal Goenka Trust.

(*iii*) Each of the donors other than a donor to whom clause (*i*) or (*ii*) applies, giving—

(*a*) to, or for the purposes of, the University, or

(*b*) to, or for the purposes of, a College or institution affiliated to, or recognised by, the University,

a donation of money or other property of the value of not less than five lakhs of rupees or the person nominated by him.

Such donor shall, if willing to serve, be a Fellow for a period of twenty years from the date of the acceptance of such donation by the Syndicate, college or institution, as the case may be :

Provided that the right of making such nomination shall not extend beyond the period of twenty years from the date of the acceptance of such donation by the Syndicate, college or institution, as the case may be, and the tenure of the office of the nominee shall not exceed five years.

(*iv*) Five representatives to be elected in the manner specified below from amongst themselves by donors other than those to whom clause (*i*), (*ii*) or (*iii*) applies, each donating money or property of the value of not less than one lakh of rupees—

(*a*) to, or for the purposes of, the University or

(*b*) to, or for the purposes of, a college or institution affiliated to, or recognized by, the University—

(*1*) if the donor is an individual, for the purpose of voting, the name of each such donor shall be enrolled on the register maintained by the University ;

(*2*) if the donor is an undivided Hindu family, trust, firm, company, or body corporate, for the purpose of voting, the name of the person nominated from time to time by each such undivided Hindu family, trust, firm, company or body corporate shall be enrolled on the register maintained by the University ;

(*3*) where sub-clause (*1*) does not apply, the persons whose names are enrolled on the register under sub-clauses (1) and (2) shall elect five representatives to the Senate ;

(*4*) if the number of names enrolled under sub-clauses (1) and (2) is five or less than five, each person whose name is so enrolled shall be deemed to have been elected :

Provided that the right of electing representatives on the Senate shall not extend beyond the period of twenty years from the date of the acceptance of such donation by the college, institution or Syndicate, as the case may be.

Explanation I.—In clauses (*iii*) and (*iv*) of paragraph (B), the reference to donors each donating money or other property of the value of not less than five lakhs or one lakh of rupees, as the case may be, shall include donors each of whom has donated money or other property of the value of not less than five lakhs or one lakh of rupees, as the case may be, to, or for the purposes of, the college or institution prior to the date on which such college or institution was deemed to be affiliated or recognized and admitted to the privileges of the University under section 5 or affiliated to, or recognized by, the University under section 44 or 46, as the case may be.

Explanation II.—For the purposes of clauses (*iii*) and (*iv*) of paragraph (B), the value of the property means, in the case of property donated, whether prior to or after the date of the coming into force of this Act, the market value of the property at the date of acceptance. The decision as to the market value shall rest with the Syndicate and shall be final.

(C) Five persons nominated by the State Government.

Registered graduates.

16. (*1*) Subject to the provisions of sub-section (*2*), the following persons shall be entitled to have their names entered in the register of graduates or to be registered graduates, namely :—

(*a*) persons who are the graduates of the University,

(*b*) persons who being graduates of any other University are recognized as registered graduates in accordance with the Statutes.

(*2*) A person—

(*a*) who is of unsound mind and stands so declared by a competent court,

(*b*) who is an undischarged insolvent,

(*c*) who is convicted by a Court of an offence punishable with transportation for life or imprisonment for more than six months and such offence involves moral turpitude, or

(*d*) who is a registered graduate of any other University established by law in the State of Bombay

shall be disqualified to have his name entered in the register of graduates or to be a registered graduate :

Provided that the disqualification in clause (*d*) shall not apply to a person, if within six months from the date of the commencement of this Act such person elects to be a registered graduate of the University only and intimates to the Registrar that he has so made his election. Upon such intimation such person shall cease to be a registered graduate of any other University established by law in the State of Bombay.

(*3*) Every person who intends to be a registered graduate shall make an application to the Registrar in such form and on payment of such fee as may be prescribed by Ordinances. After making such inquiry as he thinks fit, the Vice-Chancellor shall decide whether a person is entitled to be or not to be a registered graduate.

(*4*) If any question arises whether a person is entitled to have his name entered in the register of graduates or to be a registered graduate or is disqualified to be a registered graduate, it shall be decided by the Vice-Chancellor whose decision shall be final.

Vacating of office.

17. (*1*) Any Ordinary Fellow may, by a letter addressed to the Chancellor, resign his office and on the acceptance of his resignation the office shall become vacant.

(*2*) If, for a period of two consecutive years, any Ordinary Fellow, except a fellow nominated or elected under paragraph (B) under heading "II. *Ordinary Fellows*" in section 15, has not attended a meeting of the Senate, other than a convocation, the Chancellor may declare his office to be vacant.

(*3*) Any person, who holds any office in the University by virtue of his being a Fellow, shall cease to hold such office on his ceasing to be a Fellow.

Term of office of Ordinary Fellows.

18. (*1*) The Ordinary Fellows shall, save as herein otherwise provided, hold office for five years.

(*2*) An Ordinary Fellow who has vacated his office may, subject to the provisions of this Act, be elected or nominated to be an Ordinary Fellow.

Appointment of Fellow may be cancelled.

19. (*1*) The Chancellor may, on the recommendation of the Senate supported by a majority of not less than two-thirds of the number of Fellows present at the meeting and such majority comprising not less than one-half of the total number of Fellows, cancel the appointment of an Ordinary Fellow of the University if in his opinion, he has been convicted by a court of law of any offence which is serious and involves moral turpitude or if he has been guilty of disgraceful conduct:

Provided that the Senate shall give to the Fellow concerned an opportunity to be heard in his defence before making such recommendation.

(*2*) As soon as such order is notified in the *Official Gazette*, such person shall cease to be a Fellow; and he shall not be eligible for re-appointment or re-election until the disqualification has been removed by the Chancellor by a notification in the *Official Gazette*.

Powers and duties of Senate.

20. (*1*) Subject to such conditions as may be provided by or under the provisions of this Act, the Senate shall exercise the following powers and perform the following duties, namely:—

(*i*) to make provision for instruction, teaching and practical training in such branches of learning and courses of study, as it may think fit, for research and for the advancement of learning, dissemination of knowledge and improvement of technical skill;

(*ii*) to make such provision as will enable affiliated colleges and recognized institutions to undertake specialization of studies and to organize and make provision for University laboratories, libraries, museums and other equipment for teaching and research;

(*iii*) to establish and maintain colleges, departments, hostels and institutions of research and specialized studies ;

(*iv*) to institute and maintain professorships, readerships, lecturerships and other posts of teachers required by the University ;

(*v*) to institute and maintain fellowships, travelling fellowships, scholarships, studentships, exhibitions and medals ;

(*vi*) to institute and confer degrees, diplomas and other academic distinctions ;

(*vii*) to confer, on the recommendation of the Syndicate, honorary degrees or other academic distinctions ;

(*viii*) to make, amend or repeal Statutes ;

(*ix*) to consider the annual accounts and the annual financial estimates placed before it by the Syndicate and pass them with such modifications as the Senate may deem fit ;

(*x*) to consider and cancel or refer back, but not amend, Ordinances ;

(*xi*) to consider the annual reports and to pass resolutions on and adopt such reports ;

(*xii*) to elect office-bearers and authorities as provided in this Act and the Statutes ;

(*xiii*) to make grants from the funds of the University for the purposes of the National Cadet Corps ;

(*xiv*) to make provision for the physical and military training of students ;

(*xv*) to provide for training for competitive examinations for services under the Union or the State Governments ;

(*xvi*) to lay down scales of salaries and conditions of employment of members of the staff in constituent colleges and constituent recognized institutions, and to ensure the observance of the same through the Syndicate ;

(*xvii*) to exercise such powers and perform such duties as may be conferred or imposed upon it by or under this Act ;

(*xviii*) to exercise such other powers and perform such other duties as may be necessary to give effect to the provisions of this Act.

(*2*) The powers and duties under clauses (*i*) to (*vi*) of sub-section (*1*) shall not be exercised except upon recommendations made by the Syndicate.

Meetings of the Senate.

21. (*1*) The Senate shall on a date to be fixed by the Vice-Chancellor meet once a year at a meeting to be called the annual meeting of the Senate.

(*2*) The Vice-Chancellor may whenever he thinks fit and shall upon a requisition in writing signed by not less than fifteen members of the Senate convene a special meeting of the Senate.

(B) *Syndicate.*

The Syndicate.

22. (*1*) The Syndicate shall be the executive authority as well as the academic body of the University and shall consist of the following, namely :—

(*a*) The Vice-Chancellor,

(*b*) The Director of Education or his nominee who shall not be lower in rank than that of a Deputy Director of Education,

(*c*) Principals of degree colleges,

(*d*) Seven persons elected by the Senate in accordance with the Statutes from among the Fellows of whom two shall be the representatives of the Charutar Vidya Mandal, one shall be the representative of the Birla Education Trust and one shall be the representative of the Institute of Agriculture :

Provided that a member elected under clause (*d*) shall cease to hold office as such member if he ceases to occupy the office or to come under the designation which entitled him to be so elected.

(*2*) The term of office of the elected members of the Syndicate shall be three years.

(*3*) If for any reason whatsoever the elected member remains absent from four consecutive ordinary meetings of the Syndicate, he shall vacate his seat on the Syndicate.

Powers and duties of Syndicate.

23. (*1*) Subject to such conditions as may be prescribed by or under the provisions of this Act, the Syndicate shall have the following powers and perform the following duties, namely :—

(*i*) to hold, control and administer the property and Funds of the University ;

(*ii*) to enter into, vary, carry out and cancel contracts on behalf of the University in the exercise or performance of, the powers and duties assigned to it by this Act and the Statutes ;

(*iii*) to determine the form of, provide for the custody and regulate the use of the common seal of the University ;

(*iv*) to administer funds placed at the disposal of the University for specific purposes ;

(*v*) to prepare the annual accounts and to frame the annual financial estimates of the University and to submit them to the Senate ;

(*vi*) subject to clause (*ix*) of sub-section (*1*) of section 20, at any time during an official year,—

(*a*) to reduce the amount of the budget grant,

(*b*) to sanction the transfer of any amount within a budget grant from one minor head to another or from a subordinate head under one minor head to a subordinate head under another minor head, or

(*c*) to sanction the transfer of any amount not exceeding rupees five thousand within a minor head from one subordinate head to another or from one primary unit to another ;

(*vii*) to make provision for buildings, premises, furniture, apparatus, books and other means needed for carrying on the work of the University ;

(*viii*) to accept on behalf of the University trusts, bequests, donations and transfers of any movable or immovable property to the University ,

(*ix*) to transfer any movable or immovable property on behalf of the University ;

(*x*) to manage and regulate the finances, accounts and investments of the University ;

(*xi*) to institute—

(*a*) a Printing and Publication Department ;

(*b*) an Information Bureau ; and

(*c*) an Employment Bureau ;

(*xii*) to make provision for—

(*a*) (*i*) extra-mural teaching and research ; and

(*ii*) University Extension activities ;

(*b*) Physical and military training ;

(*c*) Students' Union ;

(*d*) Sports and athletic clubs ; and

(*e*) Students' welfare ;

(*xiii*) to manage colleges, departments, institutions of research or specialized studies, laboratories, libraries, museums and hostels maintained by the University;

(*xiv*) to recognize hostels and to provide housing accommodation for teachers of the University;

(*xv*) to arrange for and direct the inspection of affiliated colleges, recognized institutions and hostels, and to issue instructions for maintaining their efficiency and for ensuring proper conditions of employment for members of their staff, and payment of adequate salaries, and, in case of disregard of such instructions, to recommend to the Senate modifications of the conditions of affiliation or taking of such other steps as it deems proper in that behalf;

(*xvi*) to call for reports, returns and other information from affiliated colleges, recognized institutions or hostels;

(*xvii*) to supervise and control the admission, conduct and discipline of the students of the University and to supervise and control their residence and to make arrangements for promoting their health and general welfare;

(*xviii*) to recommend to the Senate the conferment of honorary degrees, and academic distinctions in the manner prescribed by Statutes;

(*xix*) to award fellowships, travelling fellowships, scholarships, studentships, exhibitions, medals and prizes;

(*xx*) to appoint Heads of Departments in accordance with Statutes;

(*xxi*) save as otherwise provided by this Act, or the Statutes, to appoint on the recommendation of a committee of selection, if any, as required by this Act or Statutes, the officers (other than the Chancellor and the Vice-Chancellor), teachers and servants of the University, to define their duties and the conditions of their service, and to provide for the filling of temporary vacancies in their posts;

(*xxii*) to recognize a member of the staff of an affiliated college or recognized institution as a teacher of the University and withdraw such recognition;

(*xxiii*) to lay down courses of studies;

(*xxiv*) to arrange for co-ordination of studies and teaching in University and affiliated colleges and in recognised institutions;

(*xxv*) to hold and conduct examinations;

(*xxvi*) to lay down conditions on which students shall be admitted to examinations;

(*xxvii*) to grant exemptions to students from approved courses of studies in the University or in affiliated colleges or recognised institutions for qualifying for degrees, diplomas and other academic distinctions;

(*xxviii*) to appoint examiners, to fix their remuneration and to arrange for the conduct of, and for publishing the results of the University examinations and other tests;

(*xxix*) to fix, demand and receive such fees and other charges as may be prescribed by the Ordinances;

(*xxx*) to make, amend and cancel Ordinances;

(*xxxi*) to exercise such other powers and perform such other duties as may be conferred or imposed on it by or under this Act;

(*xxxii*) to delegate any of its powers to the Vice-Chancellor, the Registrar or such other officer of the University or a Committee appointed by it as it may deem fit.

(*2*) The Syndicate shall make a report to the Senate about all acceptances or transfers of property referred to in clause (*viii*) of sub-section (*1*).

(*3*) The Syndicate shall not transfer any immovable property without the previous sanction of the Senate.

(C) *The Faculties.*

The Faculties.

24. (*1*) The University shall institute the Faculties of Arts, Science, Technology including Engineering, Commerce, Agriculture and such other Faculties as may be constituted by the Senate by Statutes from time to time. Each Faculty shall comprise such subjects as may be prescribed by the Statutes.

(*2*) Each Faculty shall consist of—

(*a*) members of the Boards of Studies for the subjects comprised in the Faculty ;

(*b*) such Fellows as are assigned to that Faculty by the Senate.

(*3*) The powers and duties of the Faculties and the conditions governing the terms of offices of their members shall be as prescribed by the Statutes.

Deans of Faculti

25. There shall be a Dean of each Faculty who shall be appointed by the Syndicate in accordance with the Statutes. The term and conditions of the office of a Dean shall be as prescribed by the Ordinances.

(D) *Boards of Studies.*

Boards of Studies.

26. (*1*) There shall be a Board of Studies for every subject or group of subjects as may be prescribed by the Statutes.

(*2*) The constitution, powers and duties of the Boards of Studies shall be as prescribed by the Statutes.

(E) *The Board of Post-Graduate Studies and Research.*

Board of Post-Graduate Studies and Research.

27. (*1*) There shall be a Board of Post-Graduate Studies and Research to deal with all matters relating to post-graduate instruction and research in the various subjects taught in the University.

(*2*) The constitution, powers and duties of the Board shall be as prescribed by the Statutes.

(F) *Other University bodies.*

Other University bodies.

28. The constitution, powers and duties of such other bodies as may be declared by the Statutes to be the authorities of the University shall be as prescribed by the Ordinances.

(G) *Committees.*

Committee of Selection for appointment of teachers of University.

29. (*1*) No person shall be appointed as a professor or reader of the University except on the recommendation of a Committee of Selection constituted for the purpose.

(*2*) The members of the Committee shall be—

(*i*) the Vice-Chancellor—*ex-officio* Chairman ;

(*ii*) the Dean of the Faculty in the subject ;

(*iii*) the Head of the Department concerned ;

(*iv*) four persons having special knowledge of the subject for which the professor or reader is to be appointed to be selected by the Syndicate :

Provided that two of them shall be persons who are not Fellows or members of any Faculty or teachers of the University.

(*3*) The Committee shall investigate the merits of the various candidates and such other persons, if any, as the Committee may recommend as duly qualified for the vacant post but who have not applied for it and shall report to the Syndicate the names, arranged in order of merit, of persons, if any, whom it considers to be suitable for the vacant post.

(*4*) The Syndicate shall make the final selection out of the persons, if any, so recommended :

Provided that where the Syndicate makes the appointment otherwise than in accordance with the order of merit arranged by the Committee, the Syndicate shall record its reasons for doing so :

Provided further that if the Committee reports to the Syndicate the name of one person only and if the person so reported is not acceptable to the Syndicate, the Syndicate shall record its reasons for not accepting the name and communicate them to the Committee and may advertise the vacancy again and direct the Committee to report to the Syndicate in the manner provided in sub-section (*3*).

(*5*) Nothing in sub-sections (*1*) to (*4*) shall apply to a temporary appointment of a person—

(*i*) as a professor or reader for a period not exceeding one year, or

(*ii*) as a professor or reader where his services are obtained on loan for a period not exceeding two years :

Provided that no such temporary appointment shall be renewed or continued for any further period without fulfilling the requirements of this section.

Recognition of teachers of University in post-graduate subjects.

30. No person shall be recognized as a teacher in post-graduate subjects of the University except on the recommendation of the Board of Post-graduate Studies and Research.

Appointment of examiners.

31. (*1*) A Committee for each Faculty shall be formed every year for the purpose of drawing up lists for appointments to University examinerships.

(*2*) The members of the Committee shall be—

(*i*) the Vice-Chancellor—*ex-officio* Chairman,
(*ii*) the Dean of the Faculty,
(*iii*) two members appointed by the Syndicate,
(*iv*) the Chairman of the Board of Studies in the particular subject.

(*3*) The Committee shall draw up the lists from among persons included in panels to be prepared by the Boards of Studies. The lists so drawn up shall be submitted for approval to the Syndicate. The Syndicate shall make the appointments of examiners :

Provided that no change in the lists shall be suggested or made by the Syndicate except by passing a special resolution stating the specific grounds on which each change suggested or made is based.

(*4*) If any examiner is unable to act for any cause and a fresh appointment cannot be made in time by the Syndicate, the Vice-Chancellor shall appoint another examiner to fill the vacancy and shall report such appointment to the Syndicate.

(*5*) No member of the Syndicate or of the Committee shall be appointed as an examiner except by a special resolution of the Syndicate passed by two-thirds majority of the members present.

32. All the authorities of the University shall have power to appoint committees. Such committees may include persons who are not members of the authority appointing the committee : Committees.

Provided that the Faculties, Boards of Studies and other Boards or Bodies shall not appoint persons who are not members of the authority appointing the committee to such committees except with the previous sanction of the Vice-Chancellor.

CHAPTER V.

Enrolment and Degrees.

33. No student shall be enrolled as a student of the University unless he has passed— Enrolment of students.

(*i*) the Secondary School Certificate Examination conducted by the Secondary School Certificate Examination Board in such subjects and with such standards of attainment as may be prescribed by the Statutes ; or

(*ii*) the Entrance Examination, if any, which may be instituted by the University with the consent of the State Government, and held in such subjects and in such manner as may be prescribed by the Statutes ; or

(*iii*) any other examination prescribed as equivalent to the examinations referred to in clauses (*i*) and (*ii*) and possesses such other qualification, if any, as may be prescribed by the Statutes.

34. Save on the recommendation of the Syndicate by special order of the Senate, and subject to any Statutes and Ordinances made in this behalf, no person shall be admitted as a candidate at any University examination other than an examination for entrance, unless he produces a certificate from an affiliated college or a recognized institution, as the case may be, to the effect that he has completed the course of instruction prescribed : Certificate required of candidate for examination.

Provided that the Senate may make Statutes exempting students or a class of students from producing such a certificate.

35. The Senate may institute and confer such degrees and grant such diplomas and other academic distinctions in respect of degrees and examinations as may be prescribed by the Statutes. Degrees, diplomas and other academic distinctions.

36. If not less than two-thirds of the members of the Syndicate recommend that an honorary degree be conferred on any person on the ground that he is in their opinion, by reason of eminent position and attainments, a fit and proper person to receive such a degree and where their recommendation is supported by not less than two-thirds of the Fellows present at a meeting of the Senate and is confirmed by the Chancellor, the Senate may confer on such person the honorary degree so recommended without requiring him to undergo any examination. Honorary degrees.

Removal from membership of University and withdrawal of degree or diploma.

37. (*1*) The Chancellor may, on the recommendation of the Syndicate and of the Senate supported by a majority of not less than two-thirds of the members of each body present at its meeting, such majority comprising not less than one-half of the members of each body, remove the name of any person from the register of graduates or withdraw from any person a diploma or degree or other academic distinctions if he has been convicted by a court of law of any offence which, in the opinion of the Syndicate and the Senate, is a serious offence involving moral turpitude or if he has been guilty of disgraceful conduct.

(*2*) No action under this section shall be taken unless the person concerned is given an opportunity to be heard in his defence in the manner prescribed by the Statutes.

CHAPTER VI.

FINANCE.

University Fund.

38. (*1*) The University shall establish a fund to be called the University Fund.

(*2*) The following shall form part of, or be paid into, the University Fund :—

(*a*) any contribution or grant by Government,

(*b*) the income of the University from all sources including income from fees and charges,

(*c*) trusts, bequests, donations, endowments and other grants, if any.

(*3*) The University Fund shall be kept in any Scheduled Bank as defined in the Reserve Bank of India Act, 1934, or in a co-operative bank approved by the State Government for the purpose or invested in securities authorized by the Indian Trusts Act, 1882, at the discretion of the Syndicate. II of 1934. II of 1882.

(*4*) Nothing in this action shall in any way affect any obligations accepted by or imposed upon the University by any declarations of trust executed by or on behalf of the University for the administration of any trust.

Annual accounts and financial estimates.

39. (*1*) The annual accounts of the University shall be prepared under the direction of the Syndicate and shall be submitted to the State Government for audit.

(*2*) The accounts when audited shall be published by the Syndicate and a copy thereof shall, together with a copy of the audit report, be submitted to the Senate.

(*3*) The Syndicate shall also prepare, before such date as may be prescribed by the Statutes, the financial estimates for the ensuing year. The annual accounts and the financial estimates shall be considered by the Senate at its annual meeting and may be passed with such modifications as the Senate may deem fit.

Annual report.

40. The annual report of the University shall be prepared under the direction of the Syndicate and shall be submitted to the Senate on or before such date as may be prescribed by the Statutes and shall be considered by the Senate at the annual meeting. The Senate shall adopt the report with modifications, if any, which it may direct the Syndicate to make therein in accordance with the resolutions passed by the Senate in that behalf.

CHAPTER VII.

STATUTES AND ORDINANCES.

Statutes.

41. Subject to the provisions of this Act, the Senate may, from time to time make Statutes for all or any of the following matters, namely :—

(*a*) the declaration of any person to be a "teacher" under clause (*20*) of section 2 ;

(*b*) the declaration of other bodies to be the authorities of the University as provided in clause (*6*) of section 14 ;

(*c*) the manner of election of Fellows and the members of the Syndicate, and the terms and conditions of their office, registration of graduates and maintenance of a register of registered graduates and the filling up of casual vacancies in the Senate and the Syndicate ;

(*d*) the powers of the Vice-Chancellor ;

(*e*) the conditions of service of the Registrar and the officers and servants of the University ;

(*f*) the constitution, reconstitution or abolition of Faculties and the powers and duties of Faculties ;

(*g*) the procedure at a meeting of the Senate, the Syndicate, the Boards of Studies, and the Board of Post-graduate Studies and Research and the quorum of members to be required for the transaction of business ;

(*h*) the constitution, powers, duties and functions of Boards of Studies and the allocations of Boards among the Faculties ;

(*i*) the constitution, powers and duties of the authorities of the University save as provided in this Act ;

(*j*) the institution and conferment of degrees and the granting of diplomas, and other academic distinctions in respect of degrees and examinations ;

(*k*) recognition as registered graduates of persons who are graduates of any other University ;

(*l*) the institution of pension or provident fund or both for the benefit of the officers, teachers and other servants of the University ;

(*m*) qualifications of professors, readers, lecturers and other teachers in affiliated colleges and recognized institutions ;

(*n*) all matters which, by this Act, are to be or may be prescribed by the Statutes ;

(*o*) any other matter which is necessary to give effect to the provisions of this Act.

Statutes, their framing, amendment, repeal and operation.

42. (*1*) The Statutes may be made, amended or repealed by the Senate in the manner hereinafter provided.

(*2*) The Senate may take into consideration the draft of a Statute either of its own motion or on a proposal by the Syndicate. In the case of a draft which is not prepared by the Syndicate, the Senate, before considering the same, shall obtain the opinion of the Syndicate :

Provided that if the Syndicate fails to submit its opinion within three months from the date it receives the draft, the Senate may proceed to take the draft into consideration.

(*3*) The Senate, if it thinks necessary, may also obtain the opinion of any other authority of the University in regard to any draft Statute which is before it for consideration.

(*4*) Every Statute passed by the Senate shall be submitted to the Chancellor who may give or withhold his assent thereto or refer it back to the Senate for consideration.

(*5*) No Statute passed by the Senate shall be valid or shall come into force until assented to by the Chancellor.

Ordinances, their making and scope.

43. (*1*) Subject to the provisions of this Act and the Statutes, the Syndicate may frame Ordinances to provide for all or any of the following matters, namely :—

(*a*) the admission of students to the University ;

(*b*) the courses of study to be laid down for all degrees, diplomas and certificates of the University ;

(*c*) the conditions under which students shall be admitted to the courses of studies for degrees, diplomas and other academic distinctions and to the examinations of the University and be eligible for degrees, diplomas and other academic distinctions and the form of the certificate to be produced by a candidate for examination under section 34 and the conditions on which any such certificate may be granted ;

(*d*) the recognition and inspection of hostels ;

(*e*) the conduct and discipline of students and conditions of their residence ;

(*f*) the number, qualifications and conditions of appointment of teachers of the University ;

(*g*) the fees to be charged, for courses of instruction in, or on behalf of, the University given by teachers of the University, for tutorial and supplementary instruction given by or on behalf of the University, upon admission into the University and for continuance therein, for admission to the examination, degrees and diplomas of the University, for the registration of graduates and for other purposes of a like nature ;

(*h*) the conditions of appointment and the duties of examiners ;

(*i*) the conduct of examinations ;

(*j*) the conduct of business of each Faculty ;

(*k*) the duties and powers of the Boards and Committees to be appointed by the University jointly with any other University or body ;

(*l*) the powers and duties of the Registrar and other officers and servants of the University ;

(*m*) the discipline to be enforced in regard to the graduates and undergraduates in so far as they come within the jurisdiction of the University for purposes of study and examination ;

(*n*) the extension of University teaching in any suitable centre within the University area by means of University extension lectures or otherwise ;

(*o*) the rules to be observed and enforced by affiliated colleges and recognized institutions in respect of transfer of students ;

(*p*) the fees (if any) to be paid for entry or retention of a name on any register ;

(*q*) the inspection of affiliated colleges and recognized institutions and the reports, returns and other information to be furnished by such colleges and recognized institutions ;

(*r*) the registers of students to be kept by affiliated colleges and recognized institutions ;

(*s*) the duties of teachers of the University ;

(*t*) the mode of execution of contracts or agreements by or on behalf of the University ; and

(*u*) generally, all matters which by this Act or by the Statutes may be provided for by the Ordinances and all matters for which provision is, in the opinion of the Syndicate, necessary for the exercise of the powers conferred, or the performance of the duties imposed, on the Syndicate by this Act or the Statutes.

(*2*) All Ordinances made by the Syndicate shall, except as otherwise provided by this Act, have effect from such date as it may direct; but every Ordinance so made shall be laid on the table of the Senate as soon as may be, and shall be considered by the Senate at its next meeting. The Senate shall have power, by a resolution passed by a majority of not less than two-thirds of the members present at such meeting, to cancel or refer for reconsideration but not to amend any such Ordinance.

(*3*) The Vice-Chancellor shall, on the application of not less than forty members of the Senate, suspend the operation of any such Ordinance until the Senate has considered it as provided in sub-section (*2*).

CHAPTER VIII.

AFFILIATION AND RECOGNITION.

44. (*1*) A college applying for affiliation to the University shall send an application in writing to the Registrar and shall satisfy the Syndicate— Affiliation.

(*a*) that the college is to be under the management of a regularly constituted governing body;

(*b*) that the strength and qualifications of the teaching staff and the conditions governing their tenure of office are such as to make due provision for the courses of instruction, teaching or training to be undertaken by the college;

(*c*) that the buildings in which the college is to be located are suitable, and that provision will be made, in conformity with the Ordinances, for the residence, in the college hostel or in lodgings approved by the college, of students not residing with their parents or guardians, and for the supervision and welfare of students;

(*d*) that due provision has been made or will be made for a library;

(*e*) where affiliation is sought in any branch of experimental science, that arrangements have been or will be made in conformity with the Statutes and Ordinances for imparting instruction in that branch of science in a properly equipped laboratory or museum;

(*f*) that due provision will, as far as circumstances may permit, be made for the residence of the Principal and some members of the teaching staff in or near the college or the place provided for the residence of students;

(*g*) that the financial resources of the college are such as to make due provision for its continued maintenance and efficient working; and

(*h*) that the college rules fixing the fees (if any) to be paid by the students have not been so framed as to involve such competition with any existing college in the same neighbourhood as would be injurious to the interests of education.

The application shall further contain an assurance that after the college is affiliated, any transference of management and all changes in the teaching staff and all other changes which may result in any of the aforesaid requirements not being fulfilled or continued to be fulfilled shall be forthwith reported to the Syndicate.

(*2*) On receipt of a letter of application under sub-section (*1*) the Syndicate shall—

(*a*) direct a local inquiry to be made by a competent person or persons authorized by the Syndicate in this behalf in respect of the matters referred to in sub-section (*1*) and such other matters as may be deemed necessary and relevant;

(*b*) make such further inquiry as may appear to it to be necessary; and

(*c*) report to the Senate its opinion on the question whether the application should be granted or refused, either in whole or in part, embodying in such report the results of any inquiry under clauses (*a*) and (*b*).

(*3*) On receipt of the report under clause (*c*) of sub-section (*2*), the Senate shall, after such further inquiry as may appear to it to be necessary, record its opinion.

(*4*) The Registrar shall submit the application and all proceedings, if any, of the Syndicate and the Senate relating thereto to the State Government which, after such inquiry as may appear to it to be necessary, shall grant or refuse the application or any part thereof.

(*5*) Where the application or any part thereof is granted, the order of the State Government shall specify the courses of instruction in respect of which the college is affiliated, and, where the application or any part thereof is refused, the grounds of such refusal shall be stated.

(*6*) As soon as possible after the State Government makes its order, the Registrar shall submit to the Senate a full report regarding the application, the action taken thereon under sub-sections (*2*) to (*5*) and of all proceedings connected therewith.

(*7*) An application under sub-section (*1*) may be withdrawn at any time before an order is made under sub-section (*4*).

Extension of affiliation.

45. Where a college desires to add to the courses of instruction in respect of which it is affiliated the procedure prescribed by section 44 shall, so far as may be, be followed.

Recognition of institutions of research and specialized studies.

46. (*1*) The Syndicate shall have the power to recognize as a recognized institution any institution of research or specialized studies other than a college.

(*2*) An institution applying for recognition under this section shall send an application in writing to the Registrar and shall give full information in the application in respect of the following matters, namely:—

(*a*) constitution and personnel of the managing body;

(*b*) subjects and courses in regard to which recognition is sought;

(*c*) accommodation, equipment and the number of students for whom provision has been or is proposed to be made;

(*d*) the strength of the staff, their qualifications and salaries and the research work done by them;

(*e*) fees levied or proposed to be levied and the financial provision made for capital expenditure on buildings and equipment and for the continued maintenance and efficient working of the institution.

(*3*) Before taking the application into consideration, the Syndicate may call for any further information which it may deem necessary.

(*4*) If the Syndicate decides to take the application into consideration, it may direct a local inquiry to be made by a competent person or persons authorized by it in this behalf. After considering the report made as a result of such local inquiry and making such further inquiry as may appear to it to be necessary, the Syndicate shall grant or refuse the application or any part thereof. Where the application

or any part thereof is granted, the Syndicate shall specify the subjects and the courses of instruction in respect of which the institution is recognized and make a report to that effect for information to the Senate at their next succeeding meeting. Where the application or any part thereof is refused, the grounds of such refusal shall be stated.

Inspection of colleges and institutions and reports.

47. (*1*) Every affiliated college and every recognized institution shall furnish such reports, returns and other information as the Syndicate may require to enable it to judge the efficiency of the college or institution.

(*2*) The Syndicate shall cause such college or institution to be inspected from time to time by one or more competent persons authorized by the Syndicate in this behalf.

(*3*) The Syndicate may call upon any such college or institution so inspected to take, within a specified period, such action as may appear to it to be necessary in respect of any of the matters referred to in sub-section (*1*) of section 44 or sub-section (*2*) of section 46, as the case may be.

Withdrawal of affiliation.

48. (*1*) The rights conferred on a college by affiliation may be withdrawn in whole or in part or modified, if the college has failed to carry out any of the provisions of sub-section (*1*) of section 44 or the college has failed to observe any of the conditions of its affiliation or the college is conducted in a manner which is prejudicial to the interests of education.

(*2*) A motion for the withdrawal or modification of such rights shall be moved in the Syndicate. A member of the Syndicate who intends to move that the rights conferred on any college by affiliation be withdrawn in whole or in part or modified, shall give notice of his motion and shall state in writing the grounds on which the motion is made.

(*3*) Before taking the said motion into consideration, the Syndicate shall send a copy of the notice and written statement mentioned in sub-section (*2*) to the Principal of the college concerned, together with an intimation that any representation in writing submitted within a period specified in such intimation on behalf of the college will be considered by the Syndicate :

Provided that the period so specified may, if necessary, be extended by the Syndicate.

(*4*) On receipt of the representation or on expiration of the period referred to in sub-section (*3*), the Syndicate, after considering the notice of motion, statement and representation and after such inspection by any competent person or persons authorized by the Syndicate in this behalf, and such further inquiry as may appear to it to be necessary shall make a report to the Senate.

(*5*) On receipt of the report under sub-section (*4*), the Senate shall, after such further inquiry (if any) as may appear to it to be necessary, shall record its opinion on the matter :

Provided that no resolution of the Senate recommending the withdrawal of the affiliation shall be deemed to have been passed by it unless the resolution has obtained the support of not less than one-half of the members of the Senate.

(*6*) The Registrar shall submit the proposal and all proceedings, if any, of the Syndicate and the Senate relating thereto, to the State Government, which, after such further inquiry as may appear to it to be necessary, shall make such order as it thinks fit.

(*7*) Where by an order made under sub-section (*6*), the rights conferred by affiliation are withdrawn in whole or in part or modified, the ground for such withdrawal or modification shall be stated in the order.

Withdrawal or suspension of recognition of institution.

49. (*1*) The rights conferred on an institution by recognition may be withdrawn or suspended for any period if the institution has failed to observe any of the conditions of its recognition or the institution is conducted in a manner which is prejudicial to the interest of education.

(*2*) A motion for such withdrawal or suspension shall be initiated only in the Syndicate. The member of the Syndicate who intends to move such a motion shall give notice of it and shall state in writing the grounds on which it is made.

(*3*) Before taking the said motion into consideration, the Syndicate shall send a copy of the notice and written statement mentioned in sub-section (*2*) to the head of the institution concerned, together with an intimation that any representation in writing submitted within a period specified in the intimation on behalf of the institution will be considered by the Syndicate:

Provided that the period so specified may, if necessary, be extended by the Syndicate.

(*4*) On receipt of the representation or on the expiry of the period referred to in sub-section (*3*), the Syndicate after considering the notice of motion, statement and representation and after such inspection by any competent person or persons authorized by the Syndicate in this behalf, and after such further inquiry as may appear to it to be necessary shall decide whether the recognition should be withdrawn or suspended, as the case may be:

Provided that the recognition shall not be withdrawn or suspended unless a resolution of the Syndicate to that effect is supported by not less than one-half of the members of the Syndicate.

CHAPTER IX.

ORGANIZATION WITHIN THE UNIVERSITY AREA AND CONTROL OVER INSTITUTIONS OUTSIDE THE UNIVERSITY AREA.

Constituent colleges and institutions.

50. (*1*) All university colleges and the colleges specified in Schedule II and all colleges within the University Area which may hereafter be affiliated to the University shall be the constituent colleges of the University.

(*2*) All institutions within the University Area recognized under section 46 shall be the constituent recognized institutions of the University.

(*3*) All colleges and institutions outside the University Area admitted to the privileges of the University under sub-section (*4*) of section 5 shall respectively be the affiliated colleges and recognized institutions.

(*4*) The relations of the constituent colleges and constituent recognized institutions and the affiliated colleges and recognized institutions with the University shall be governed by the Statutes to be made in that behalf, and such Statutes shall provide in particular for the exercise by the University of the following powers in respect of such colleges and institutions :—

(*i*) to lay down minimum educational qualifications for the different classes of teachers and tutorial staff employed by such colleges and institutions and the conditions of their service,

(*ii*) to approve the appointment of the teachers made by such colleges and institutions,

(*iii*) to require each such college and institution to contribute a prescribed quota of recognized teachers in any subject for teaching on behalf of the University,

(*iv*) to co-ordinate and regulate the facilities provided by such colleges and institutions in regard to libraries, laboratories and other equipments for teaching and research,

(*v*) to levy contributions for providing certain facilities from such colleges and institutions and make grants to them, and

(*vi*) to require satisfactory arrangements for tutorial and similar other work in such colleges and institutions and to inspect such arrangements from time to time.

Teaching within the University Area.

51. Within the University Area, instruction, teaching and training beyond the stage of the Entrance Examination shall be conducted either by the constituent and affiliated colleges or recognized institutions in such subjects as may be prescribed by the Ordinances.

Hindi as medium of instruction and examination.

52. The medium of instruction, teaching, training and examinations conducted within the University area and in other educational institutions admitted to the privileges of the University under sub-section (*4*) of section 5 shall be Hindi in Devnagari script.

CHAPTER X.

General.

Election to be by the system of proportional representation.

53. Every election to any authority of the University made under this Act shall be made by the system of proportional representation by means of the single transferable vote by ballot in such manner as may be prescribed by Statutes :

Provided that no vote shall be recorded by post or by proxy.

Resignation by member.

54. Save as provided in sub-section (*1*) of section 17, any member of any authority or body of the University may resign his office by letter addressed to the Registrar.

Casual vacancies.

55. When any vacancy occurs in the office of a Fellow or member of any authority of the University before the expiry of the term of office of such Fellow or member, the vacancy shall be filled up as soon as conveniently may be by the election, nomination or appointment, as the case may be, of a Fellow or member who shall hold office so long only as the Fellow or member in whose place he has been elected, nominated or appointed would have held it, if the vacancy had not occurred :

Provided that, notwithstanding anything contained in section 15, if the vacancy be of a Fellow and occurs within six months preceding the date on which the term of office of the Fellow expires, the vacancy shall not be filled if the Fellow be an elected Fellow.

Conditions of service.

56. Save as otherwise provided by or under this Act, every salaried officer and teacher of the University shall be appointed under a written contract. The contract shall be lodged with the Registrar of the University and a copy thereof shall be furnished to the officer or teacher concerned.

Pension, insurance and provident fund.

57. The University shall make adequate provisions for the benefit of its officers, teachers and other servants in matters of insurance, pension and provident fund or for other benefits as it may deem fit in such manner and subject to such conditions as may be prescribed by the Statutes.

Proceedings not invalidated by vacancy.

58. No act or proceeding of any authority or other body of the University shall be invalidated merely by reason of any vacancy in its membership.

Disputes as to constitution of University authority or body.

59. If any question arises regarding the interpretation of any provision of this Act or of any Statute, Ordinance, or rule, or as to whether a person has been duly elected or appointed as, or is entitled to be, a member of any authority or other body of the University, the matter may be referred to the Chancellor and shall be so referred to him if ten Fellows so require. The Chancellor shall, after taking such advice as he deems necessary, decide the question and his decision shall be final.

Protection of acts and orders.

60. All acts and orders in good faith done and passed by the University or any of its authorities, bodies or officers shall be final and no suit shall be instituted against or damage claimed from the University or its authorities, bodies or officers for anything purporting to be done in pursuance of the Act and the Statutes, Ordinances, and rules framed thereunder.

CHAPTER XI.

Transitory Provisions.

Completion of courses of students in colleges affiliated to the Gujarat University.

61. Notwithstanding anything contained in this Act, or the Statutes, and Ordinances made thereunder, any student of a college situate within the University area and affiliated to the Gujarat University who immediately before the date on which section 5 came into force was studying or was eligible for any examination of the Gujarat University shall be permitted to complete his course in preparation therefor, and the University shall provide for such period and in such manner as may be prescribed by the Statutes for the instruction, teaching, training and examination of such students in accordance with the course of studies of the Gujarat University,

Appointment of the first Vice-Chancellor.

62. Notwithstanding anything contained in section 10, the person holding the office of the Chairman of the Charutar Vidya Mandal on the date of the coming into force of this section shall be entitled to be the first Vice-Chancellor. He shall be appointed as the first Vice-Chancellor by the State Government for such period not exceeding three years and on such terms and conditions as the State Government thinks fit.

Appointment of first Registrar.

63. Notwithstanding anything contained in section 12, the first Registrar shall be appointed by the State Government as soon as practicable after the passing of this Act for a period not exceeding three years and on such conditions as the State Government thinks fit.

Transitory powers of the first Vice-Chancellor.

64. (*1*) It shall be the duty of the first Vice-Chancellor—

(*a*) to give recognition to institutions, if any, as far as possible consistently with the provisions of section 46, and

(*b*) to make arrangements for constituting the Senate, the Syndicate and other authorities of the University,

within six months after the date of his appointment or such longer period not exceeding one year as the State Government may, by notification in the *Official Gazette*, direct.

(*2*) The first Vice-Chancellor shall with the assistance of the Advisory Committee consisting of not more than ten members nominated by the State Government—

(*a*) subject to the provisions of this Act and the approval of the Chancellor,

(*i*) make provisional Statutes necessary for constituting the aforesaid authorities and regulating the procedure at their meetings and the transaction of their business,

(*ii*) draw up any rules that may be necessary for regulating the method of election to the aforesaid authorities,

(*b*) frame the first Statutes and Ordinances under this Act and submit them for confirmation to the respective authorities when they commence to exercise their functions.

(*3*) The authorities constituted under sub-section (*1*) shall commence to exercise their functions on such date or dates as the State Government may, by notification in the *Official Gazette*, direct.

(*4*) The Statutes and Ordinances framed by the first Vice-Chancellor shall when confirmed by the respective authorities be published in the *Official Gazette*.

First appointment of the officers and teachers of the University.

65. (*1*) At any time after the passing of this Act until such time as the authorities of the University shall commence to exercise their functions—

(*a*) any officer of the University may be appointed by the Vice-Chancellor with the previous sanction of the Chancellor,

(*b*) teachers of the University may be appointed by the Chancellor after considering the recommendations of an Advisory Committee consisting of the Vice-Chancellor, the Director of Education and such other person or persons, if any, as the Chancellor thinks fit to associate with them.

(*2*) Any appointment made under sub-section (*1*) shall be for such period not exceeding three years and on such condition as the appointing authority thinks fit :

Provided that no such appointment shall be made until financial provision has been made therefor.

Extra-ordinary powers of the first Vice-Chancellor.

66. The Vice-Chancellor appointed under section 62 shall have powers until the Syndicate commences to exercise its functions—

(*a*) with the previous approval of the Chancellor to make additional Statutes to provide for any matter not provided for by the first Statutes,

(*b*) to constitute provisional authorities and bodies and on their recommendations to make rules providing for the conduct of the work of the University,

(*c*) subject to the control of the State Government, to make such financial arrangements as may be necessary to enable this Act or any part thereof to be brought into force,

(*d*) with the sanction of the Chancellor to make for a period not exceeding three years such appointments as may be necessary to enable this Act or any part thereof to be brought into force,

(*e*) to appoint any Committee as he may think fit, to discharge such of his functions as he may direct, and

(*f*) generally to exercise all or any of the powers conferred on the Syndicate by or under the provisions of this Act.

Removal by State Government of difficulties at the commencement of the Act.

67. If any difficulty arises as to the first constitution or re-constitution of any authority of the University after the coming into force of this Act or otherwise in first giving effect to the provisions of this Act, the State Government, as occasion may require, may by order do anything which appears to it necessary for the purpose of removing the difficulty.

SCHEDULE I.

[*See* section 2 (*23*).]

The University Area shall comprise the area within the limits of Vallabh Vidyanagar in the Anand Taluka of the Kaira District and the area within a radius of five miles from the office of the University situated at Vallabh Vidyanagar.

SCHEDULE II.

(*See* section 50.)

(1) The Vithalbhai Patel Mahavidyalaya.

(2) The Birla Vishvakarma Mahavidyalaya.

(3) The Bhikhabhai Jivabhai Vanijya Mahavidyalaya.

(4) The Bansilal Amritlal College of Agriculture.